IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

CONTEMPT PETITION NO.92 OF 2006

IN

WRIT PETITION NO.3044 OF 2003

...

Shantabai w/o Bhima Pawar
and ors. ...Petitioners

v/s.

M/s.Shah Houscon Pvt.Ltd. ...Respondent

...

Mr.V.K.Dhakephalkar i/b Mandar Goswami for the Petitioners.
Mr.M.U.Pandey for the Respondent.

...

CORAM: D.K.DESHMUKH, J.

DATED: 15TH JANUARY,2007

P.C.:

The only disobedience of the consent terms filed in Writ Petition between the parties is that the Petitioners were entitled to payment of Rs.1100/- per month from 19-4-2006 till the possession of the tenement was delivered, which was admittedly delivered on 22-6-2006.

2. Respondent admits that he has not made payment as per the consent terms. He has tendered unconditional apology.

3. In my opinion, as the Respondent has tendered unconditional apology, it will not be appropriate to proceed against the Respondent for having committed contempt of the court. So far as implementation of the order of the court is concerned, it is an executable order. Therefore, the Petitioner is free to execute the order. Petition disposed of.

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